

### Welcome Resolution

S. R. No. 424—By Senator Herring: Extending welcome to Seventh and Eighth Grade students from Buda Junior High School.

### Recess

On motion of Senator Hardeman the Senate at 11:52 o'clock a.m. took recess until 10:30 o'clock a.m. tomorrow.

### APPENDIX

#### Sent to Governor

April 17, 1967

S. B. No. 392

S. B. No. 186

S. B. No. 263

S. B. No. 80

S. J. R. No. 14

S. C. R. No. 49

#### FORTY-NINTH DAY

(Continued)

Tuesday, April 18, 1967

#### After Recess

The Senate met at 10:30 o'clock a.m. and was called to order by the President.

#### Message From the House

Hall of the House of Representatives  
Austin, Texas,  
April 18, 1967.

Hon. Preston Smith, President of the Senate:

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. B. No. 172, A bill to be entitled "An Act authorizing the State Soil and Water Conservation Board to receive and expend moneys for certain projects and programs; providing that the board may enter into certain agreements and contracts; providing that the board may construct, improve, maintain and operate certain structures and facilities; providing that the board may purchase, lease, or

otherwise acquire, and administer certain projects and programs; providing that the board may acquire and dispose of both real and personal property in furtherance of the purposes and provisions of this Act; providing that the board may enact and promulgate certain rules and regulations; providing that certain funds received by the board shall be deposited with the state treasurer; providing for the manner in which such funds deposited with the state treasurer may be withdrawn, making certain provisions relating to the board's use of appropriations; providing that all laws or parts of laws in conflict with this Act are repealed to the extent of the conflict; providing a severability clause; and declaring an emergency."

S. J. R. No. 4, Proposing an amendment to the Constitution of the State of Texas, amending Section 48a of Article III thereof, so as to provide for contributions on the basis of the full salary of members of the Teacher Retirement System; providing for the submission of the proposed amendment to a vote of the people at an election and for proclamation and publication thereof.

Respectfully submitted,

DOROTHY HALLMAN,  
Chief Clerk, House of Representatives

#### Senate Resolution 428

By unanimous consent Senator Herring offered the following resolution:

Whereas, Miss Janis Paige has honored us with her presence in the Senate Chamber this morning; and

Whereas, This lovely star of stage, screen and television is visiting our Capital City in connection with the forthcoming release of her latest film, "Welcome to Hard Times"; and

Whereas, Miss Paige is an accomplished actress whose outstanding performances in such productions as "Pajama Game," "Damn Yankees," "South Pacific," "High Button Shoes," "Follow the Boys," "Guys and Dolls," and many others have endeared her to a public which has found genuine enjoyment in her great talent and versatility; and

Whereas, Despite a full and busy career as a wife and actress, Miss Paige has devoted much of her time to the entertainment of servicemen, at home and overseas, and has recent-

ly returned from an extensive tour of Vietnam; and

Whereas, We desire to extend to our beautiful visitor a most cordial welcome to Texas, to Austin, and to the State Senate; now, therefore, be it

Resolved by the Senate of the State of Texas that the privileges of the floor be extended to Miss Janis Paige and that the President of the Senate appoint a committee to escort her to the Rostrum for the purpose of addressing the Senate; and be it further

Resolved that the Secretary of the Senate be instructed to prepare a copy of this Resolution under the official Seal of the Senate for presentation to Miss Janis Paige with the cordial good wishes of the Members of the Senate for the continued success and happiness.

The resolution was read and was adopted.

The President announced the appointment of the following as a Committee to escort Miss Paige to the President's Rostrum: Senators Herring, Hightower and Mauzy.

The President presented Senator Herring to introduce the distinguished guest.

Senator Herring presented Miss Paige and she addressed the Senate thanking the Members for the "greatest honor of my life." She also stated that she would try hard to be "The best Texan."

The President, on behalf of Governor Connally, presented Miss Paige a Certificate making her an Honorary Texan.

#### Reports of Standing Committees

Senator Hardeman by unanimous consent submitted the following reports:

Austin, Texas,  
April 18, 1967.

Hon. Preston Smith, President of the Senate:

Sir: We, your Committee on State Affairs, to which was referred S. B. No. 237, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass but that Committee Substitute adopt-

ed in lieu thereof do pass and be printed.

HARDEMAN, Chairman.

C.S.S.B. No. 237 was read the first time.

Austin, Texas,  
April 18, 1967.

Hon. Preston Smith, President of the Senate:

Sir: We, your Committee on State Affairs, to which was referred S. B. No. 519, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,  
April 18, 1967.

Hon. Preston Smith, President of the Senate:

Sir: We, your Committee on State Affairs, to which was referred H. B. No. 37, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,  
April 18, 1967.

Hon. Preston Smith, President of the Senate:

Sir: We, your Committee on State Affairs, to which was referred H. B. No. 641, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,  
April 18, 1967.

Hon. Preston Smith, President of the Senate:

Sir: We, your Committee on State Affairs, to which was referred S. B. No. 537, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,  
April 18, 1967.

Hon. Preston Smith, President of the Senate:

Sir: We, your Committee on State

Affairs, to which was referred S. B. No. 458, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,  
April 18, 1967.

Hon. Preston Smith, President of the Senate:

Sir: We, your Committee on State Affairs, to which was referred H. B. No. 632, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HARDEMAN, Chairman.

Austin, Texas,  
April 18, 1967.

Hon. Preston Smith, President of the Senate:

Sir: We, your Committee on State Affairs, to which was referred H. B. No. 160, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass as amended and be printed.

HARDEMAN, Chairman.

Austin, Texas,  
April 18, 1967.

Hon. Preston Smith, President of the Senate:

Sir: We, your Committee on State Affairs, to which was referred H. B. No. 514, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass as amended and be printed.

HARDEMAN, Chairman.

Senator Watson by unanimous consent submitted the following reports:

Austin, Texas,  
April 18, 1967.

Hon. Preston Smith, President of the Senate:

Sir: We, your Committee on Insurance, to which was referred H. B. No. 328, have had the same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed, as amended.

WATSON, Chairman.

Austin, Texas,  
April 18, 1967.

Hon. Preston Smith, President of the Senate:

Sir: We, your Committee on Insurance, to which was referred H. B. No. 440, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WATSON, Chairman.

Austin, Texas,  
April 18, 1967.

Hon. Preston Smith, President of the Senate:

Sir: We, your Committee on Insurance, to which was referred H. B. No. 298, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WATSON, Chairman.

Austin, Texas,  
April 18, 1967.

Hon. Preston Smith, President of the Senate:

Sir: We, your Committee on Insurance, to which was referred H. B. No. 712, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WATSON, Chairman.

Austin, Texas,  
April 18, 1967.

Hon. Preston Smith, President of the Senate:

Sir: We, your Committee on Insurance, to which was referred H. B. No. 1080, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WATSON, Chairman.

Senator Christie by unanimous consent submitted the following report:

Austin, Texas,  
April 18, 1967.

Hon. Preston Smith, President of the Senate:

Sir: We, your Committee on State Departments and Institutions, to

which was referred H. B. No. 563, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

CHRISTIE, Chairman.  
BROOKS  
WILSON  
HERRING  
SCHWARTZ

#### Motion to Place Committee Substitute Senate Bill 58 on Second Reading

Senator Creighton asked unanimous consent to suspend the regular order of business and take up C. S. S. B. No. 58 for consideration at this time.

There was objection.

Senator Creighton then moved to suspend the regular order of business and take up C. S. S. B. No. 58 for consideration at this time.

The motion was lost by the following vote (not receiving two-thirds vote of the Members present):

#### Yeas—20

Aikin	Hightower
Bernal	Jordan
Berry	Moore
Blanchard	Parkhouse
Christie	Ratliff
Cole	Reagan
Creighton	Strong
Hardeman	Wade
Hazlewood	Watson
Herring	Word

#### Nays—11

Bates	Kennard
Brooks	Mauzy
Connally	Patman
Grover	Schwartz
Hall	Wilson
Harrington	

#### Senate Bill 439 on Second Reading

Senator Parkhouse asked unanimous consent to suspend the regular order of business and take up S. B. No. 439 for consideration at this time.

There was objection.

Senator Parkhouse then moved to suspend the regular order of business and take up S. B. No. 439 for consideration at this time.

The motion prevailed by the following vote:

#### Yeas—20

Aikin	Hazlewood
Bates	Herring
Brooks	Hightower
Christie	Kennard
Cole	Parkhouse
Connally	Ratliff
Creighton	Wade
Grover	Watson
Hall	Wilson
Hardeman	Word

#### Nays—8

Bernal	Mauzy
Blanchard	Patman
Harrington	Schwartz
Jordan	Strong

#### Absent

Berry	Reagan
Moore	

The President laid before the Senate on its second reading and passage to engrossment:

S. B. No. 439, A bill to be entitled "An Act prescribing a method of ascertaining assessable value for tax purposes of property of any trust forming part of a pension plan, disability or death benefit plan, profit-sharing or stock bonus plan of an employer for the exclusive benefit of employees or their beneficiaries by providing for deduction of liabilities to employees and their beneficiaries; fixing the taxable situs of property owned by any such trust; and declaring an emergency."

The bill was read second time and was passed to engrossment.

#### Senate Bill 439 on Third Reading

Senator Parkhouse moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three several days be suspended and that S. B. No. 439 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—29

Aikin	Brooks
Bates	Christie
Bernal	Cole
Berry	Connally
Blanchard	Creighton

Grover	Parkhouse
Hall	Patman
Hardeman	Ratliff
Harrington	Reagan
Hazlewood	Schwartz
Herring	Wade
Hightower	Watson
Jordan	Wilson
Kennard	Word
Mauzy	

**Nays—1**

Strong

**Absent**

Moore

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

**House Bills on First Reading**

The following bills received from the House, were read the first time and referred to the Committees indicated:

H. B. No. 86, to Committee on Jurisprudence.

H. B. No. 437, to Committee on Jurisprudence.

H. B. No. 578, to Committee on Jurisprudence.

H. B. No. 614, to Committee on Insurance.

H. B. No. 624, to Committee on Counties, Cities, and Towns.

H. B. No. 642, to Committee on Counties, Cities, and Towns.

H. B. No. 652, to Committee on Jurisprudence.

H. B. No. 758, to Committee on Banking.

H. B. No. 922, to Committee on Counties, Cities and Towns.

H. B. No. 1019, to Committee on Game and Fish.

**Senate Resolution 435**

By unanimous consent Senator Wade offered the following resolution:

Whereas, On April 2, 1967, Gay Brewer won the Masters Golf Tour-

nament Championship at Augusta, Georgia; and

Whereas, The Masters Tournament has long been regarded as the most prestigious and honored event in the world of golf; and

Whereas, The long list of past champions of this esteemed event has included only the finest competitors in the history of the sport; and

Whereas, Gay Brewer is a leading money winner on the professional golf tour, the winner of the Pensacola Golf Tournament, and a representative of the United States in the Ryder Cup Competition with Great Britain, and thus, has deservedly taken his place among the immortals of American golf; and

Whereas, He and his family are now citizens of Texas, living in Dallas, Texas; and

Whereas, His many friends and admirers will join together at The Preston Trails Golf Club in Dallas to pay tribute to this outstanding Texan for his many achievements; now, therefore, be it

Resolved, By the Senate of Texas that it does hereby express its admiration, appreciation, and congratulations to Gay Brewer of Dallas for the honor which his exemplary career has brought to himself and to his State; and be it further

Resolved, That a copy of this Resolution be forwarded to Gay Brewer under the Seal of the Senate, by the Secretary of the Senate, as evidence of the esteem and appreciation in which he is held by this Body and all the citizens of Texas.

The resolution was read and was adopted.

**Senate Concurrent Resolution 51**

By unanimous consent Senator Moore offered the following resolution:

S. C. R. No. 51, Honoring the Basketball Team of Snook High School, Burleson County, Texas.

Whereas, The Basketball Team of Snook High School, known as the "Bluejays" is about to celebrate a three year period of great achievement; and

Whereas, Their accomplishments include three consecutive appearances at the state basketball tournament

winning two state championships and one third place; and

Whereas, During the past three years the average height of their team varied from 5'8" to only 5'11", with only two individual players over 6 feet in height, yet they produced a cumulative record of 147 wins against 6 defeats; and

Whereas, Snook has been regularly challenged and seldom defeated by Class 2-AA, 3-AAA, and 4-AAAA schools much larger than themselves, and went three years and one week without losing to a Class B school of their own size, and

Whereas, The Bluejays hold the state record of 90 consecutive basketball victories; and

Whereas, They have received much recognition both from within and out of the State, including mention by news commentator, Paul Harvey, and a feature article in the "TEXAS MAGAZINE", and

Whereas, It is the desire of the Legislature of the State of Texas to further recognize the achievements of these boys, and their excellent coach, Jimmy Horn; now, therefore, be it

Resolved, That the Senate of the State of Texas do extend its congratulations to the basketball team of Snook High School, Burleson County, Texas, in their celebration of a three-year period of great achievement; and be it further

Resolved, That a page in today's Senate Journal be devoted to this expression of the Senate's admiration.

The resolution was read.

On motion of Senator Moore and by unanimous consent the resolution was considered immediately and was adopted.

#### Senate Bills on First Reading

By unanimous consent the following local bills were introduced, read first time and referred to the Committee indicated:

By Senator Hall:

S. B. No. 562, A bill to be entitled "An Act relating to the creation, establishment, maintenance and operation of a Hospital District in accordance with the provisions of Section 9 of Article IX of the Constitution of the State of Texas, to be

known as the Greenville Hospital District, with boundaries coextensive with the boundaries of the city of Greenville, Texas, as they existed on March 1, 1967; defining its purposes; providing for its administration, operation, financing, taxing powers and liabilities; providing said district with the authority to purchase and otherwise acquire existing privately and publicly owned hospital facilities and providing the requirements and the authority on the part of cities, counties and hospital authorities owning and operating hospital facilities to transfer or where appropriate to sell the same to said district; providing the authority to issue and refund bonds and details relating thereto, together with the authority and duty to make provisions for the payment of any hospital authority revenue bonds; prescribing procedures; providing tax exemptions; providing for the repeal of Chapter 344, Acts of 59th Legislature, Regular Session, 1965 (compiled as Article 4494q-23, Texas Civil Statutes); providing for severability; reciting proof of publication of constitutional notice; and declaring an emergency."

To the Committee on Counties, Cities and Towns.

By Senators Berry, Bernal and Connally:

S. B. No. 563, A bill to be entitled "An Act to provide that the judges of the County Courts at Law Nos. 1, 2, and 3, and the County Civil Court at Law of Bexar County, Texas, shall each receive an annual salary of not less than Sixteen Thousand Dollars (\$16,000) nor more than Eighteen Thousand Five Hundred Dollars (\$18,500) to be determined and fixed by the Commissioners Court of Bexar County, Texas, and when thus determined and fixed such annual salary shall be paid in twelve (12) equal monthly installments by warrants drawn upon the County Treasurer of Bexar County, Texas, upon orders by the commissioners court; and declaring an emergency."

To the Committee on Counties, Cities and Towns.

By Senators Berry, Bernal and Connally:

S. B. No. 564, A bill to be entitled "An Act providing maximum compensation for assessor-collectors of

taxes for all counties having a population of not less than 600,000 nor more than 900,000 according to the last preceding federal census; and declaring an emergency."

To the Committee on Counties, Cities and Towns.

**Committee Substitute  
Senate Bill 454 on Second Reading**

On motion of Senator Hardeman and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

C. S. S. B. No. 454, A bill to be entitled "An Act amending Senate Bill No. 36, Page 544, General Laws of the State of Texas, Acts of the Forty-sixth Legislature, Regular Session, 1939, as amended by House Bill No. 611, Chapter 562, Page 914, General and Special Laws of the State of Texas, Forty-seventh Legislature, Regular Session, 1941, as amended, which is codified as Article 695c, Vernon's Texas Civil Statutes, by amending Subsections (1) and (3) of Section 12, Subitem 4 of Subsection (1) and Subsections (2) and (4) of Section 16-B, Subsection (3) of Section 17, Section 19, Subsections (2) and (3) of Section 20, Sections 38 and 41 of said Article; repealing Subsection (4) of Section 12, Subitem 5 of Subsection (1) and Subsection (5) of Section 16-B, and Subsection (4) of Section 20; lowering the age requirement for Aid to the Blind; amending the residence requirement for applicants for Aid to the Blind, Aid to the Permanently and Totally Disabled, and Old Age Assistance; repealing the provisions prohibiting the payment of assistance grants to individuals in institutions; authorizing assistance to individuals in institutions; redefining the term "permanent and total disability"; amending the relative support provision for Aid to the Permanently and Totally Disabled; raising the age requirement and amending the requirement for school attendance for dependent children; authorizing Old Age Assistance payments to non-citizens; requiring appropriate State Departments or Agencies to enter into agreements for Medical Assistance; authorizing Medical Assistance to recipients outside the State on a temporary basis; fixing an effective date for paying assistance

grants; providing a repealing clause, a savings clause, and declaring an emergency."

The bill was read second time and passed to engrossment.

**Committee Substitute  
Senate Bill 454 on Third Reading**

Senator Hardeman moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three several days be suspended and that C. S. S. B. No. 454 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Hightower
Bates	Jordan
Bernal	Kennard
Berry	Mauzy
Blanchard	Moore
Brooks	Parkhouse
Christie	Patman
Cole	Ratliff
Connally	Reagan
Creighton	Schwartz
Grover	Strong
Hall	Wade
Hardeman	Watson
Harrington	Wilson
Hazlewood	Word
Herring	

The bill was read the third time.

The President then laid the bill before the Senate on its third reading and final passage.

Senator Schwartz offered the following amendment to the bill:

Amend S. B. No. 454 by striking the words "supervision" and "and" on line 48 thereof.

The amendment was read and was adopted by the following vote:

Yeas—31

Aikin	Hall
Bates	Hardeman
Bernal	Harrington
Berry	Hazlewood
Blanchard	Herring
Brooks	Hightower
Christie	Jordan
Cole	Kennard
Connally	Mauzy
Creighton	Moore
Grover	Parkhouse

Patman  
Ratliff  
Reagan  
Schwartz  
Strong

Wade  
Watson  
Wilson  
Word

The bill, as amended, was then finally passed.

#### Resolution Signed

The President signed in the presence of the Senate after the caption had been read, the following enrolled resolution:

S. J. R. No. 4, Proposing an amendment to the Constitution of the State of Texas, amending Section 48a of Article III thereof, so as to provide for contributions on the basis of the full salary of members of the Teacher Retirement System; providing for the submission of the proposed amendment to a vote of the people at an election and for proclamation and publication thereof.

#### Reports of Standing Committee

Senator Hall by unanimous consent submitted the following reports:

Austin, Texas,  
April 17, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Counties, Cities and Towns, to which was referred S. B. No. 562, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman.  
WORD  
CHRISTIE

Austin, Texas,  
April 17, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Counties, Cities and Towns, to which was referred H. B. No. 811, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman.  
WORD  
CHRISTIE

Austin, Texas,  
April 17, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Counties, Cities and Towns, to which was referred H. B. No. 400, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman.  
CHRISTIE  
WORD

Austin, Texas,  
April 17, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Counties, Cities and Towns, to which was referred S. B. No. 552, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman.  
WORD  
CHRISTIE

#### House Bill 811 Ordered Not Printed

On motion of Senator Hall and by unanimous consent H. B. No. 811 was ordered not printed.

#### Senate Bill 562 Ordered Not Printed

On motion of Senator Hall and by unanimous consent S. B. No. 562 was ordered not printed.

#### House Bill 400 Ordered Not Printed

On motion of Senator Strong and by unanimous consent H. B. No. 400 was ordered not printed.

#### House Bill 712 Ordered Not Printed

On motion of Senator Reagan and by unanimous consent H. B. No. 712 was ordered not printed.

#### House Bill 298 Ordered Not Printed

On motion of Senator Reagan and by unanimous consent H. B. No. 298 was ordered not printed.

#### House Bill 440 Ordered Not Printed

On motion of Senator Reagan and by unanimous consent H. B. No. 440 was ordered not printed.



**Senate Bill 552 Ordered Not Printed**

On motion of Senator Blanchard and by unanimous consent S. B. No. 552 was ordered not printed.

**House Bill 501 Re-referred**

On motion of Senator Hightower and by unanimous consent H. B. No. 501 was withdrawn from the Committee on Counties, Cities and Towns and re-referred to the Committee on Education.

**Senate Joint Resolution 32  
on Second Reading**

Senator Connally asked unanimous consent to suspend the regular order of business and take up S. J. R. No. 32 for consideration at this time.

There was objection.

Senator Connally then moved to suspend the regular order of business and take up S. J. R. No. 32 for consideration at this time.

The motion prevailed by the following vote:

**Yeas—25**

Bernal	Kennard
Berry	Mauzy
Blanchard	Moore
Brooks	Parkhouse
Christie	Patman
Cole	Reagan
Connally	Schwartz
Grover	Strong
Hall	Wade
Hazlewood	Watson
Herring	Wilson
Hightower	Word
Jordan	

**Nays—6**

Aikin	Hardeman
Bates	Harrington
Creighton	Ratliff

The President laid before the Senate on its second reading and passage to engrossment:

S. J. R. No. 32, Proposing an amendment to Article VIII of the Constitution of the State of Texas by adding a Section 1-e providing for a gradual abolition of the property tax levied by Article VII, Section 3; an abolition of the Two Cent ad valorem tax levied by Article VII, Section 17 after December 31, 1976; providing

that the Ten Cent ad valorem tax levied by Article VII, Section 17, shall not be levied after December 31, 1978; and providing for deletion of references to ad valorem taxes in Article III, Section 51.

The resolution was read second time.

Senator Hardeman offered the following amendment to the resolution:

Amend S. J. R. No. 32 by striking out all of lines 55, 56 and 57 of Section 1, page 1 of the printed bill.

The amendment was read and was adopted by the following vote:

**Yeas—17**

Aikin	Hazlewood
Bates	Herring
Blanchard	Kennard
Christie	Moore
Cole	Parkhouse
Creighton	Ratliff
Grover	Reagan
Hardeman	Watson
Harrington	

**Nays—13**

Bernal	Patman
Brooks	Schwartz
Connally	Strong
Hall	Wade
Hightower	Wilson
Jordan	Word
Mauzy	

**Absent**

Berry

Question—Shall S. J. R. No. 32 be passed to engrossment?

**Recess**

On motion of Senator Word the Senate at 12:01 o'clock p.m. took recess until 2:00 o'clock p.m. today.

**After Recess**

The President called the Senate to order at 2:00 o'clock p.m. today.

**Senate Bill 565 on First Reading**

By unanimous consent the following local bill was introduced, read first time and referred to the Committee indicated:

By Senator Harrington:

S. B. No. 565, A bill to be entitled

"An Act relating to the creation, establishment, maintenance, and operation of the Orange County Airport Authority in accordance with the provisions of Section 12, Article IX of the Constitution of the State of Texas; and declaring an emergency."

To the Committee on Counties, Cities and Towns.

### Message From the House

Hall of the House of Representatives  
Austin, Texas,  
April 18, 1967.

Hon. Preston Smith, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. J. R. No. 22, House Joint Resolution proposing an Amendment to the Constitution of the State of Texas to fix the time during which the Members of the Legislature shall be ineligible to hold other offices.

H. J. R. No. 19, A Joint Resolution proposing an amendment to Section 11, Article I, Constitution of the State of Texas, by adding a new subsection, relating to denial of bail to a person indicted for a felony committed while that person was admitted to bail on a prior felony indictment.

H. B. No. 281, A bill to be entitled "An Act amending Sections 1 and 3, Chapter 510, Acts of the 58th Legislature, 1963, an amended, to add Trinity County to the list of counties in which hunting deer with dogs is permitted; and declaring an emergency."

H. B. No. 288, A bill to be entitled "An Act relating to the open season for deer in Bowie County; amending Subsection (e), Section 2, Chapter 336, Acts of the 58th Legislature, 1963; and declaring an emergency."

H. B. No. 289, A bill to be entitled "An Act relating to the open season and bag limit on wild quail in Bowie County; prescribing a penalty; amending Section 15, Chapter 125, Acts of the 52nd Legislature, 1951, as amended; and declaring an emergency."

H. B. No. 395, A bill to be entitled "An Act relating to the salary of the Judge of the County Court at Law

of Grayson County; amending Section 16, Chapter 126, Acts of the 50th Legislature, 1947, (Section 16, Article 1970-332, Vernon's Texas Civil Statutes); authorizing the Judge of the County Court at Law of Grayson County to appoint a court reporter; amending Chapter 126, Acts of the 50th Legislature, 1947, (Article 1970-332, Vernon's Texas Civil Statutes), by adding Section 18A; and declaring an emergency."

H. B. No. 601, A bill to be entitled "An Act providing for validation of the creation of Titus County Fresh Water Supply District No. 1 and bond election proceedings heretofore held; validating the election of the existing board of supervisors and establishing a system for election of future supervisors; providing that, in addition to the powers set forth in laws relating to Fresh Water Supply Districts such district is empowered to authorize the assessment and collection of taxes by the assessor and collector of taxes of Titus County; authorizing said district to make contracts under which it will sell water; making provisions for the issuance of bonds by the district and for the payment and security of such bonds; providing for severability; making findings relative to publication; and declaring an emergency."

H. B. No. 681, A bill to be entitled "An Act relating to records to be kept by dealers in pistols; amending Section (7) (b), Article 19.01, Title 122A, Taxation-General, Revised Civil Statutes of Texas, 1925; and declaring an emergency."

H. B. No. 747, A bill to be entitled "An Act relating to hunting deer and squirrel in Morris County; amending Section 1, Chapter 49, Acts of the 57th Legislature, Regular Session, 1961; amending Sections 2 and 4(b), Chapter 230, Acts of the 59th Legislature, Regular Session, 1965; closing the Lone Star Steel Company Lake in Morris County to hunting, and prescribing a penalty; and declaring an emergency."

H. B. No. 766, A bill to be entitled "An Act relating to the creation, financing, administration, and operation of the Collingsworth County Hospital District; and declaring an emergency."

H. B. No. 768, A bill to be entitled "An Act relating to the creation, establishment, maintenance, and operation of a hospital district in accordance with the provisions of Section 9, Article IX, Constitution of the State of Texas, to be known as the Earth-Springle Hospital District, in Lamb County, Texas; and declaring an emergency."

H. B. No. 801, A bill to be entitled "An Act amending Section 3, Chapter 43, Acts of the 57th Legislature, 3rd Called Session, 1962, to provide that two members of the Angleton Drainage District Board of Supervisors may sign vouchers issued for disbursement of district funds; and declaring an emergency."

H. B. No. 813, A bill to be entitled "An Act providing for the creation of a county hospital district whose boundaries are coextensive with the boundaries of the Rankin Independent School District as such boundaries existed on January 1, 1967, in Upton County, Texas; providing for an election in the district to create a hospital district; etc.; and declaring an emergency."

H. B. No. 816, A bill to be entitled "An Act providing for the creation of a county hospital district whose boundaries are coextensive with the boundaries of the McCamey Independent School District as such boundaries existed on January 1, 1967, in Upton County, Texas; providing for an election in the district to create a hospital district; etc.; and declaring an emergency."

H. B. No. 827, A bill to be entitled "An Act providing the opening date of deer season in Washington County; suspending Article 879g, Vernon's Texas Penal Code; and declaring an emergency."

H. B. No. 855, A bill to be entitled "An Act relating to taking bullfrogs in Wood County; prescribing a penalty; and declaring an emergency."

H. B. No. 856, A bill to be entitled "An Act amending Chapter 304, Acts of the 45th Legislature, Regular Session, 1937, as amended, relating to hunting quail in Wood County; and declaring an emergency."

H. B. No. 863, A bill to be entitled "An Act creating the County Court at

Law of Guadalupe County; providing for its jurisdiction, terms, personnel, administration, practice, and facilities; and declaring an emergency."

H. B. No. 962, A bill to be entitled "An Act conferring on the Parks and Wildlife Commission the responsibility of regulating the harvest of wildlife resources in Austin County; defining such resources; prescribing duties of the Commission; prescribing the manner of adoption and publication of regulations; providing a penalty for violation; repealing conflicting Acts; and declaring an emergency."

H. B. No. 964, A bill to be entitled "An Act conferring on the Parks and Wildlife Commission the responsibility of regulating the harvest of wildlife resources in Waller County; defining such resources; prescribing duties of the commission; prescribing the manner of adoption and publication of regulations; providing a penalty for violation; repealing conflicting Acts; and declaring an emergency."

H. B. No. 776, A bill to be entitled "An Act amending Section (10), Article 19.01, Title 122A, Taxation-General, Revised Civil Statutes of Texas, 1925, relating to annual occupation tax and license fee on billiard tables; and declaring an emergency."

H. B. No. 956, A bill to be entitled "An Act relating to creation of the Kerr County Airport Authority under Section 12, Article IX, Constitution of the State of Texas; providing for the authority's establishment, organization, administration, and financing; and declaring an emergency."

H. B. No. 1254, A bill to be entitled "An Act relating to the election of a Judge for the Court of Domestic Relations in Potter County and providing that the District Clerk serve as clerk to the Court of Domestic Relations; amending Sections 4 and 6, Chapter 426, Acts of the 51st Legislature, Regular Session, 1949, as amended (Article 2338-3, Vernon's Texas Civil Statutes); repealing Section 1a, Chapter 23, Acts of the 55th Legislature, 1st Called Session, 1957, (Article 2338-3a, Vernon's Texas Civil Statutes); and declaring an emergency."

Respectfully submitted,

DOROTHY HALLMAN,  
Chief Clerk, House of Representatives

### Senate Joint Resolution 32 on Second Reading

The Senate resumed the consideration of the pending business (same being S. J. R. No. 32 on its second reading and passage to engrossment).

Question—Shall S. J. R. No. 32 be passed to engrossment?

The resolution as amended was passed to engrossment.

### Record of Votes

Senators Ratliff, Hardeman, Bates, Aikin and Harrington asked to be recorded as voting "Nay" on the passage of the resolution to engrossment.

### Motion to Place Senate Joint Resolution 32 on Third Reading

Senator Connally moved that the Constitutional Rule and Senate Rule 32 requiring resolutions to be read on three several days be suspended and that S. J. R. No. 32 be placed on its third reading and final passage.

The motion was lost by the following vote (not receiving four-fifths vote of the Members present):

### Yeas—21

Bernal	Jordan
Blanchard	Kennard
Brooks	Mauzy
Christie	Moore
Cole	Patman
Connally	Schwartz
Grover	Strong
Hall	Wade
Hazlewood	Wilson
Herring	Word
Hightower	

### Nays—9

Aikin	Parkhouse
Bates	Ratliff
Creighton	Reagan
Hardeman	Watson
Harrington	

### Absent

Berry

### Bills Signed

The President signed in the presence of the Senate after the caption had been read, the following enrolled bills:

H. B. No. 2, A bill to be entitled "An Act to provide an exemption from the limited sales, excise and use tax for casing, drill pipe, tubing, and other pipe sold, leased, or rented for use offshore outside the territorial limits of the state; amending Article 20.04, Title 122A, Taxation-General, Revised Civil Statutes of Texas, 1925, as amended; and declaring an emergency."

H. B. No. 773, A bill to be entitled "An Act amending Chapter 467, House Bill No. 77, Acts, Second Called Session, Forty-fourth Legislature, 1935, as such has been heretofore amended, being the Texas Liquor Control Act and being the Act carried in Vernon's Penal Code as Articles 666 and 667, by adding a new section, to be designated Section 33, to Article II of the Texas Liquor Control Act so as to change the method of collecting the tax on ale and malt liquor to a reporting system under bond instead of the stamp system currently in use; fixing the liability for the payment of the tax; etc.; and declaring an emergency."

H. B. No. 549, A bill to be entitled "An Act amending Section 18 of Acts 1965, 59th Legislature, Chapter 622, (codified as Article 8280-334, V.A.C.S.) to provide for the sale of bonds by Bordersville Improvement District and the exchange of bonds for property and the minimum price of bonds at such sale or exchange and their maximum rate of interest; enacting other matters related to the aforementioned subjects; determining and finding that the requirements of Article 16, Section 59(d), Constitution of Texas, as to notice of intention to introduce this Act have been fulfilled and accomplished; providing for a severability clause; and declaring an emergency."

H. B. No. 12, A bill to be entitled "An Act providing for the payment of assistance by the State of Texas to the surviving spouse and minor children of law enforcement officers, custodial personnel of the Texas Department of Corrections or full-paid firemen who suffer violent death in the course of the performance of their duties as law enforcement officers, custodial personnel of the Texas Department of Corrections or as full-paid firemen; defining law enforcement officer or fireman; pro-

viding for hearings before the Commissioners of the Texas Department of Public Safety; providing for appeals from decisions of the Commissioners of the Texas Department of Public Safety; providing that this Act shall not apply to deaths occurring before the effective date of this act; and declaring an emergency."

H. B. No. 341, A bill to be entitled "An Act to increase the jurisdiction of home rule city governments to police lakes owned by such cities; amending Paragraph 19, Section 4, Chapter 147, Acts of the 33rd Legislature, Regular Session, 1913 (Article 1175, subdivision 19, Vernon's Texas Civil Statutes, 1925); and declaring an emergency."

H. B. No. 548, A bill to be entitled "An Act amending Section 18 of Acts 1965, 59th Legislature, Chapter 605, (codified as Article 8280-325, V.A.C.S.) to provide for the sale of bonds by Inverness Forest Improvement District and the exchange of bonds for property and the minimum price of bonds at such sale or exchange and their maximum rate of interest; enacting other matters related to the aforementioned subjects; determining and finding that the requirements of Article 16, Section 59(d), Constitution of Texas, as to notice of intention to introduce this Act have been fulfilled and accomplished; providing for a severability clause; and declaring an emergency."

#### Report of Standing Committee

Senator Hall by unanimous consent submitted the following report:

Austin, Texas,  
April 17, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Counties, Cities and Towns, to which was referred S. B. No. 565, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman.  
WORD  
CHRISTIE  
BROOKS  
HARRINGTON

#### Senate Bill 25 on Third Reading

On motion of Senator Wilson and

by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its third reading and final passage:

S. B. No. 25, A bill to be entitled "An Act amending Section 29 of the Texas Trust Act, Chapter 148, Acts of the 48th Legislature (1943), Sec. 29, p. 232, codified as Article 7425b-29, Vernon's Texas Civil Statutes, relating to the allocation of dividends and share rights; providing for severability; and declaring an emergency."

The bill was read the third time and was finally passed.

#### Record of Votes

Senators Aikin and Bates asked to be recorded as voting "Nay" on the final passage of the bill.

(Senator Aikin in the Chair.)

#### Senate Bill 565 Ordered Not Printed

On motion of Senator Harrington and by unanimous consent S. B. No. 565 was ordered not printed.

#### Senate Bill 384 on Second Reading

On motion of Senator Word and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S. B. No. 384, A bill to be entitled "An Act adding certain legislative employees to the State Employees Retirement System; granting these and other legislative employees credit for previous service; adding Subsection E to Section 3, Subsection H to Section 4, and amending Subsection C of Section 4, all of Chapter 352, Acts of the 50th Legislature, 1947, as amended (Article 6228a, Vernon's Texas Civil Statutes); and declaring an emergency."

The bill was read the second time.

Senator Hightower offered the following amendment to the bill:

Amend Senate Bill No. 384 by striking everything below the enacting clause and substituting in lieu thereof the following:

Section 1. Section 3, Chapter 352, Acts of the 50th Legislature, 1947, as

amended by Article 1, Chapter 524, Acts of the 58th Legislature, 1963 (Article 6228a, Vernon's Texas Civil Statutes), is amended by adding a subsection to read as follows:

"E. Optional membership for employees or members of the Legislature. Notwithstanding any other provisions of this Act, all persons who have had service in four or more regular sessions of the Legislature, either as employees or members, may elect to participate in the State Employees Retirement System.

Section 2. Section 4, Chapter 352, Acts of the 50th Legislature, 1947, as amended by Article I, Chapter 524, Acts of the 58th Legislature, 1963 (Article 6228a, Vernon's Texas Civil Statutes), is amended by adding a subsection to read as follows:

"H. Previous Service Credit for Legislative employees and Members.

Any person who is employed by or a member of the Legislature and is a member of the State Employees Retirement System is entitled to receive previous service credit for any time during which he was employed by the Legislature or state before becoming a member of the System. He shall file a detailed statement of all previous service for which he claims credit as an employee or member of the Legislature or state, and which service was performed by him before the date on which he became a member of the System. The State Board of Trustees shall adopt rules and regulations for filing the statement required by this subsection.

Section 3. Subsection C, Section 4, Chapter 352, Acts of the 50th Legislature, 1947, as added by Article I, Chapter 524, Acts of the 58th Legislature, 1963 (Article 6228a, Vernon's Texas Civil Statutes), is amended to read as follows:

"C. 1. The State Board of Trustees shall fix and determine by appropriate rules and regulations how much service in any year is equivalent to one (1) year of service, but in no case shall more than one (1) year of service be creditable for all service in one (1) year.

"2. The State Board of Trustees shall credit service in units of one-twelfth of one year to legislative employees qualifying for previous service credit under the provisions of Subsection H, Section 4 of this Act in

cases where these employees do not in any one year comply with the rules and regulations of the State Board of Trustees for receiving credit for one (1) full year of service.

Section 4. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each house be suspended, and this Rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted."

The amendment was read and was adopted.

On motion of Senator Word and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment.

(President in the Chair.)

#### Senate Bill 384 on Third Reading

Senator Word moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three several days be suspended and that S. B. No. 384 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Hightower
Bates	Jordan
Bernal	Kennard
Berry	Mauzy
Blanchard	Moore
Brooks	Parkhouse
Christie	Patman
Cole	Ratliff
Connally	Reagan
Creighton	Schwartz
Grover	Strong
Hall	Wade
Hardeman	Watson
Harrington	Wilson
Hazlewood	Word
Herring	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—31

Aikin	Hightower
Bates	Jordan
Bernal	Kennard
Berry	Mauzy
Blanchard	Moore
Brooks	Parkhouse
Christie	Patman
Cole	Ratliff
Connally	Reagan
Creighton	Schwartz
Grover	Strong
Hall	Wade
Hardeman	Watson
Harrington	Wilson
Hazlewood	Word
Herring	

## Senate Bill 306 on Second Reading

On motion of Senator Word and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S. B. No. 306, A bill to be entitled "An Act amending Section 1, Chapter 323, Acts of the 52nd Legislature, 1951 as amended, to make the county fire marshal law applicable to all counties; and declaring an emergency."

The bill was read second time.

Senator Word offered the following amendment to the bill:

Amend S. B. No. 306, Section 1, line 33, by adding the following sentence after the word "duties.":

"The provisions of this act shall not apply to any state agency authorized to prevent and extinguish forest and grass fires."

The amendment was read and was adopted.

On motion of Senator Word and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment.

## Senate Bill 306 on Third Reading

Senator Word moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three several days be suspended and that S. B. No. 306 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—31

Aikin	Hightower
Bates	Jordan
Bernal	Kennard
Berry	Mauzy
Blanchard	Moore
Brooks	Parkhouse
Christie	Patman
Cole	Ratliff
Connally	Reagan
Creighton	Schwartz
Grover	Strong
Hall	Wade
Hardeman	Watson
Harrington	Wilson
Hazlewood	Word
Herring	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

## House Bills on First Reading

The following bills received from the House, were read the first time and referred to the Committees indicated:

H. B. No. 813, to Committee on Counties, Cities and Towns.

H. B. No. 816, to Committee on Counties, Cities and Towns.

## Reports of Standing Committee

Senator Hall by unanimous consent submitted the following reports:

Austin, Texas,  
April 18, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Counties, Cities and Towns, to which was referred H. B. No. 813, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman.  
WORD  
CHRISTIE

Austin, Texas,  
April 18, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Coun-

ties, Cities and Towns, to which was referred H. B. No. 816, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman.  
WORD  
CHRISTIE

#### House Bill 813 Ordered Not Printed

On motion of Senator Hardeman and by unanimous consent H. B. No. 813 was ordered not printed.

#### House Bill 816 Ordered Not Printed

On motion of Senator Hardeman and by unanimous consent H. B. No. 816 was ordered not printed.

#### Senate Bill 296 on Second Reading

On motion of Senator Hightower and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S. B. No. 296, A bill to be entitled "An Act amending Chapter 279, Acts of the 56th Legislature, Regular Session, 1959, as amended, codified as Article 8280-228, Vernon's Texas Civil Statutes, so as to authorize Red River Authority to effectuate navigation and related works; to effectuate flood control works, including channel alignment and bank stabilization; to effectuate public parks and recreation related thereto; to effectuate facilities necessary for the collection, treatment and disposal of sewage and other undesirable waste; providing contractual powers, and authority to issue revenue bonds; providing a severability clause; and declaring an emergency."

The bill was read second time and passed to engrossment.

#### Senate Bill 296 on Third Reading

Senator Hightower moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three several days be suspended and that S. B. No. 296 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—31

Aikin	Hightower
Bates	Jordan
Bernal	Kennard
Berry	Mauzy
Blanchard	Moore
Brooks	Parkhouse
Christie	Patman
Cole	Ratliff
Connally	Reagan
Creighton	Schwartz
Grover	Strong
Hall	Wade
Hardeman	Watson
Harrington	Wilson
Hazlewood	Word
Herring	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

#### Committee Substitute

#### Senate Bill 292 on Second Reading

Senator Harrington asked unanimous consent to suspend the regular order of business and take up C. S. S. B. No. 292 for consideration at this time.

There was objection.

Senator Harrington then moved to suspend the regular order of business and take up C. S. S. B. No. 292 for consideration at this time.

The motion prevailed by the following vote:

Yeas—20

Aikin	Hardeman
Bates	Harrington
Bernal	Herring
Berry	Hightower
Blanchard	Jordan
Brooks	Mauzy
Christie	Moore
Cole	Patman
Grover	Schwartz
Hall	Wade

Nays—9

Connally	Reagan
Creighton	Strong
Hazlewood	Watson
Parkhouse	Word
Ratliff	

Absent

Kennard	Wilson
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The President laid before the Senate on its second reading and passage to engrossment:

C. S. S. B. No. 292, A bill to be entitled "An Act concerning an optional retirement program for teachers and administrative personnel employed by State-supported institutions of higher education and annuity and insurance contracts issued for these and related purposes, and declaring an emergency."

The bill was read second time.

Senator Watson offered the following amendment to the bill:

Amend the Committee Substitute for S. B. 292, Section 4, page 2 of the printed bill by striking out of said Section the following, to-wit:

"Any life insurance or annuity company qualified and admitted to do business in this state shall be exempt from payment of all franchise or premium taxes as to all annuity or group insurance contracts made pursuant to a benefit program authorized by the governing board of an institution of higher education or with any non-profit public or private association or corporation engaged primarily in education or research, which benefit program is paid for in whole or in part from the funds of such institution, association or corporation."

The amendment was read.

(Senator Schwartz in the Chair.)

(President in the Chair.)

Question on the adoption of the amendment, the amendment failed of adoption.

Senator Hightower offered the following amendment to the bill:

Amend Senate Committee Substitute for Senate Bill No. 292 by striking all of Section 8 and inserting the following:

Section 8. CONTRIBUTIONS. With respect to a faculty member who has elected in accordance with Section 5 to participate in the Optional Retirement Program, the following amounts shall be disbursed and credited each fiscal year to the benefit of the faculty member in the Optional Retirement Program:

(a) by the faculty member the amount which he would have been required to deposit during that year as a member of the Retirement System;

(b) by the State the amount which it would have been required to allocate and contribute during that year to the Retirement System to the credit of the faculty member as a member of the Retirement System;

The contributions of faculty members participating in the Optional Retirement Program in each institution of higher education shall be deducted as provided by law applicable to the System. The contribution of the State for faculty members participating in the Optional Retirement Program in each institution of higher education shall be paid by the Comptroller of Public Accounts of the State of Texas to the applicable institution of higher education. The disbursing officer of such institution of higher education shall pay the total of such contributions from both the faculty member and the State to the company providing the Optional Retirement Program for that institution. Each institution of higher education shall certify estimates to the Comptroller of Public Accounts of funds required for payments under its Optional Retirement Program as required by law for the System.

The amendment was read and was adopted.

Senator Strong offered the following amendment to the bill:

Amend S. B. No. 292 by deleting from Section 4 of the Committee Substitute the following language from the second sentence:

"or with any non-profit public or private association engaged primarily in education or research,"

The amendment was read.

Senator Blanchard offered the following amendment to the pending amendment:

Amend the Strong amendment by adding a period after the word institution on line 24, page 2 of the printed bill and omitting the remainder of the sentence which reads association or corporation."

The amendment was read and was adopted.

On motion of Senator Strong and by unanimous consent the pending amendment as amended was withdrawn.

Senator Watson offered the following amendment to the bill:

Amend S. B. No. 292, Section 2, Subsection (c) by adding at the end thereof the following:

"Including also any private non-profit educational institution of higher learning."

The amendment was read and was adopted.

Senator Strong offered the following amendment to the bill:

Amend S. B. No. 292 by deleting from Section 4 of the Committee Substitute the following language:

"or with any non-profit public or private association or corporation engaged primarily in education or research;" and by further deleting from said sentence the words "association or corporation" and adding a period at the end of that sentence.

The amendment was read and was adopted.

On motion of Senator Harrington and by unanimous consent the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment.

#### Committee Substitute Senate Bill 292 on Third Reading

Senator Harrington moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three several days be suspended and that C. S. S. B. No. 292 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Hall
Bates	Hardeman
Bernal	Harrington
Berry	Hazlewood
Blanchard	Herring
Brooks	Hightower
Christie	Jordan
Cole	Kennard
Creighton	Mauzy
Grover	Moore

Parkhouse	Strong
Patman	Wade
Ratliff	Wilson
Reagan	Word
Schwartz	

Nays—2

Connally                      Watson

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

#### Record of Votes

Senators Watson, Reagan, Strong and Connally asked to be recorded as voting "Nay" on the final passage of S. B. No. 292.

#### House Bills on First Reading

The following bills received from the House, were read the first time and referred to the Committees indicated:

H. B. No. 827, to Committee on Game and Fish.

H. B. No. 863, to Committee on Counties, Cities and Towns.

H. B. No. 956, to Committee on Counties, Cities and Towns.

H. B. No. 962, to Committee on Game and Fish.

H. B. No. 115, to Committee on Education.

H. B. No. 727, to Committee on Agriculture and Livestock.

H. B. No. 288, to Committee on Game and Fish.

H. B. No. 289, to Committee on Game and Fish.

H. B. No. 601, to Committee on Water and Conservation.

H. B. No. 747, to Committee on Game and Fish.

#### Reports of Standing Committees

Senator Hightower by unanimous consent submitted the following reports:

Austin, Texas,  
April 18, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Game and Fish, to which was referred H. B. No. 827, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HIGHTOWER, Chairman.

Austin, Texas,  
April 18, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Game and Fish, to which was referred H. B. No. 962, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HIGHTOWER, Chairman.

Senator Hall by unanimous consent submitted the following report:

Austin, Texas,  
April 18, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Counties, Cities and Towns, to which was referred H. B. No. 956, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman.  
WORD  
CHRISTIE

#### House Bill 956 Ordered Not Printed

On motion of Senator Word and by unanimous consent H. B. No. 956 was ordered not printed.

#### Reports of Standing Committee

Senator Hall by unanimous consent submitted the following reports for Senator Hightower:

Austin, Texas,  
April 18, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Game and Fish, to which was referred H. B. No. 288, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HIGHTOWER, Chairman.

Austin, Texas,  
April 18, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Game and Fish, to which was referred H. B. No. 747, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HIGHTOWER, Chairman.

Austin, Texas,  
April 18, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Game and Fish, to which was referred H. B. No. 289, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HIGHTOWER, Chairman.

#### Senate Bill 318 Re-referred

On motion of Senator Brooks and by unanimous consent S. B. No. 318 was withdrawn from the Committee on State Affairs and re-referred to the Committee on Counties, Cities and Towns.

#### Senate Bill 158 on Second Reading

Senator Herring asked unanimous consent to suspend the regular order of business and take up S. B. No. 158 for consideration at this time.

There was objection.

Senator Herring then moved to suspend the regular order of business and take up S. B. No. 158 for consideration at this time.

The motion prevailed by the following vote:

Yeas—22

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Blanchard	Mauzy
Brooks	Patman
Christie	Schwartz
Cole	Strong
Connally	Watson
Hall	Wilson
Harrington	Word

## Nays—7

Creighton	Moore
Grover	Parkhouse
Hardeman	Wade
Hazlewood	

## Absent

Ratliff	Reagan
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The President laid before the Senate on its second reading and passage to engrossment:

S. B. No. 158, A bill to be entitled "An Act to protect and preserve rights of employees of street transportation systems which have been and are acquired by cities, towns or municipalities; declaring the public policy of the state; providing rights, duties, obligations, responsibilities and authorities of such cities, towns, or municipalities and such employees and their collective bargaining agents; providing for liberal construction and separability; and declaring an emergency."

The bill was read second time.

Senator Herring offered the following amendment to the bill:

Amend S. B. No. 158 by changing the word "separability" in the title thereof to "severability."

The amendment was read and was adopted.

Senator Herring offered the following amendment to the bill:

Amend S. B. No. 158 by striking out the words "an appointed employees of" in line 5 of Section 3 thereof.

The amendment was read and was adopted.

(Senator Hardeman in the Chair.)

(President in the Chair.)

Pending discussion by Senator Parkhouse of the bill, Senator Creighton moved that the Senate stand adjourned until 10:30 o'clock a.m. tomorrow.

Question on the motion to adjourn, "Yeas" and "Nays" were demanded.

The motion was lost by the following vote:

## Yeas—5

Creighton	Ratliff
Hardeman	Wade
Parkhouse	

## Nays—22

Aikin	Jordan
Bates	Kennard
Bernal	Mauzy
Berry	Moore
Brooks	Patman
Christie	Reagan
Grover	Schwartz
Hall	Strong
Harrington	Watson
Herring	Wilson
Hightower	Word

## Absent

Blanchard	Connally
Cole	Hazlewood

The bill as amended was passed to engrossment.

## Record of Votes

Senators Creighton, Watson, Parkhouse, Grover, Reagan and Hardeman asked to be recorded as voting "Nay" on the passage of the bill to engrossment.

Pending further discussion by Senator Parkhouse of the bill, Senator Blanchard moved that the Senate stand adjourned until 10:30 o'clock a.m. tomorrow.

The motion was lost by the following vote:

## Yeas—9

Blanchard	Parkhouse
Connally	Ratliff
Creighton	Reagan
Hardeman	Wade
Moore	

## Nays—20

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Brooks	Mauzy
Christie	Patman
Cole	Strong
Grover	Watson
Hall	Wilson
Harrington	Word

## Absent

Hazlewood	Schwartz
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**Motion to Place Senate Bill 158  
on Third Reading**

Senator Herring moved that the Constitutional Rule and Senate Rule 32 requiring bills to be read on three several days be suspended and that S. B. No. 158 be placed on its third reading and final passage.

The motion was lost by the following vote (not receiving four-fifths vote of the Members present):

**Yeas—19**

Aikin	Herring
Bates	Hightower
Bernal	Jordan
Berry	Kennard
Brooks	Mauzy
Christie	Patman
Cole	Strong
Grover	Watson
Hall	Wilson
Harrington	

**Nays—10**

Blanchard	Moore
Connally	Parkhouse
Creighton	Ratliff
Hardeman	Reagan
Hazlewood	Word

**Absent**

Schwartz                      Wade

**Reports of Standing Committee**

Senator Hall by unanimous consent submitted the following reports:

Austin, Texas,  
April 17, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Counties, Cities and Towns, to which was referred S. B. No. 564, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman.  
WORD  
CHRISTIE

Austin, Texas,  
April 17, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Counties, Cities and Towns, to which was referred S. B. No. 563, have had the same under consideration, and we are

instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman.  
WORD  
CHRISTIE

Austin, Texas,  
April 17, 1967.

Hon. Preston Smith, President of the Senate.

Sir: We, your Committee on Counties, Cities and Towns, to which was referred H. B. No. 777, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

HALL, Chairman.  
WORD  
CHRISTIE

**Message From the House**

Hall of the House of Representatives  
Austin, Texas,  
April 18, 1967.

Hon. Preston Smith, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H. C. R. No. 100, Inviting the Honorable John Connally, Governor of the State of Texas to address a Joint Session on Wednesday, April 19, 1967, at 7:30 p.m.

S. B. No. 236, A bill to be entitled "An Act authorizing the Texas Department of Mental Health and Mental Retardation to make contracts for the provision of mental health and mental retardation services; amending Section 2.13, chapter 67, Acts of the 59th Legislature, Regular Session, 1965, (codified as Section 2.13, Article 5547-202, Vernon's Texas Civil Statutes); and declaring an emergency."

Respectfully submitted,  
DOROTHY HALLMAN,  
Chief Clerk, House of Representatives

**House Bill 777 Ordered Not Printed**

On motion of Senator Berry and by unanimous consent H. B. No. 777 was ordered not printed.

**Senate Bill 563 Ordered Not Printed**

On motion of Senator Berry and by

unanimous consent S. B. No. 563 was ordered not printed.

#### Senate Bill 564 Ordered Not Printed

On motion of Senator Berry and by unanimous consent S. B. No. 564 was ordered not printed.

#### House Bill 288 Ordered Not Printed

On motion of Senator Aikin and by unanimous consent H. B. No. 288 was ordered not printed.

#### House Bill 289 Ordered Not Printed

On motion of Senator Aikin and by unanimous consent H. B. No. 289 was ordered not printed.

#### House Bill 747 Ordered Not Printed

On motion of Senator Aikin and by unanimous consent H. B. No. 747 was ordered not printed.

#### House Concurrent Resolution 100 on Second Reading

On motion of Senator Aikin and by unanimous consent, the regular order of business was suspended to take up for consideration at this time the following resolution:

H. C. R. No. 100, Inviting the Honorable John Connally, Governor of the State of Texas to address a Joint Session on Wednesday, April 19, 1967, at 7:30 p.m.

The resolution was read and was adopted.

#### Welcome Resolutions

S. R. No. 426—By Senator Creighton: Extending welcome and privileges of the floor to Mrs. Mary K. Wall.

S. R. No. 427—By Senator Herring: Extending welcome to teacher and students of senior civics class of Blanco High School.

S. R. No. 429—By Senator Word: Extending welcome to teacher and students of government class of Burleson High School.

S. R. No. 430—By Senator Word: Extending welcome to teacher and students of Bandera Junior High School.

S. R. No. 431—By Senator Herring: Extending welcome to teacher and students of Becker Elementary School of Austin.

S. R. No. 432—By Senator Herring: Extending welcome to teachers and students of seventh grade government class of San Marcos Junior High School.

S. R. No. 433—By Senator Herring: Extending welcome to teachers and students of Coupland Elementary School.

S. R. No. 434—By Senator Moore: Extending welcome to assistant principal and students of junior and senior classes of Navasota High School.

S. R. No. 436—By Senators Herring and Watson: Extending welcome to teachers, parents and students of Rabbit Hill Kindergarten of Georgetown.

#### Adjournment

On motion of Senator Aikin the Senate at 4:38 o'clock p.m. adjourned until 10:30 o'clock a.m. tomorrow.

#### APPENDIX

#### Sent to Governor

April 18, 1967

S. J. R. No. 4

#### FIFTIETH DAY

(Wednesday, April 19, 1967)

The Senate met at 10:30 o'clock a.m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Hightower
Bates	Jordan
Bernal	Kennard
Berry	Mauzy
Blanchard	Moore
Brooks	Parkhouse
Christie	Patman
Cole	Ratliff
Connally	Reagan
Creighton	Schwartz
Grover	Strong
Hall	Wade
Hardeman	Watson
Harrington	Wilson
Hazlewood	Word
Herring	

A quorum was announced present.